

REMARKS

The present application includes claims 22-23 and 35-41. Although the Examiner states in an office action dated October 4, 2004 that 28 claims are pending, applicants respectfully point out that the preliminary amendment included 34 claims. Claims 1-21 and 24-34 were cancelled because they relate to a non-elected invention. Claims 35-41 were added to better define the invention.

Claims 22-23 were rejected under 35 USC 102(e) in view of WO 00/21020.

Applicants respectfully note that WO 00/21020 is a parent application of the present application, which is a CIP thereof, and therefore its use against the present application is improper. The CIP status was acknowledged in the petition decision of July 28, 2004, which is attached herewith.

Claims 22-23 stand rejected under 35 USC 102 (b) as being anticipated by two documents of Enctone Ltd., describing the TeleID. These documents are

D1 = TeleID system, The Technology.

D2 = TeleID Major Applications.

Applicants respectfully traverse the rejection and state that the Examiner has not established a *prima facie* case of anticipation, since Enctone is missing at least one of the requirements of claim 22.

Claim 22 requires an input device capable of receiving human voice inputs and a data processing device capable of processing the human voice inputs.

Both documents of Enctone describe a smart card which generates an acoustic signal encoding an identification code. The smartcard does not receive human voice inputs and hence does not process any human voice inputs. The input from the receiver in Enctone is received through the keypad shown on page 3 of D1 and this input is used as a PIN (page 5 of D1, last two paragraphs). Applicants did not find in either of D1 and D2 any voice identification performed by the smartcard.

In view of the above remarks, applicant submits that the claims are patentable over the prior art. Allowance of the application is respectfully awaited. If, however, the Examiner is not convinced and the Examiner is of the opinion that a telephone conversation may forward

the present application toward allowance, applicant respectfully requests that the Examiner call the undersigned at 1 (877) 428-5468. Please note that this is a direct *toll free* number in the US that is answered in the undersigned's Israel office. Israel is 7 hours ahead of Washington.

Respectfully submitted,
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April 6, 2005

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